

SENATE CHAMBER,  
AUSTIN, TEXAS, April 10, 1873.

Senate met pursuant to adjournment. Roll called; quorum present. Prayer by the chaplain.

On motion of Senator Avinger, the reading of the journal of yesterday was dispensed with.

Senator Shelley, chairman of Finance Committee, made the following report:

*Hon. E. B. Pickett, President of the Senate:*

SIR: Your Committee on Finance, to whom was referred Senate bill No. 163, to be entitled "An act for the relief of W. W. Wallace," having carefully considered the same, I am instructed to report back to the Senate the accompanying substitute therefor and recommend its passage.

N. G. SHELLEY, Chairman.

Senator Sayers introduced a bill for the relief of C. C. De Witt and others therein named. Read first time and referred to Committee on Private Land Claims.

Senator Henry, chairman of Judiciary Committee No. 1, submitted the following reports:

*Hon. E. B. Pickett, President of the Senate:*

SIR: Your Committee on Judiciary No. 1, to whom was referred Senate bill No. 254, entitled "An act to incorporate the city of El Paso," having carefully examined the same, ask leave to report it back to the Senate and recommend its passage.

JOHN L. HENRY, Chairman.

*Hon. E. B. Pickett, President of the Senate:*

SIR: Your Judiciary Committee No. 1, to whom was referred House bill No. 395, entitled "An act amendatory of and supplemental to an act concerning private corporations, approved December 2, 1871," having carefully considered the same, instruct me to report it back to the Senate and recommend its passage.

JOHN L. HENRY, Chairman.

*Hon. E. B. Pickett, President of the Senate:*

SIR: Your Committee on Judiciary No. 1, to whom was referred Senate bill No. 263, entitled "An act to incorporate the town of Zavala, in the county of Smith," having considered the same, instruct me to report it back to the Senate and recommend its passage, with the accompanying amendments.



Amend section two, lines one and two, by striking out the names of "J. O. Collier, J. H. Tarbutton and A. J. Dockery" and inserting the names of "A. A. Coupland, F. D. Fitch and A. G. Tomme."

Same section, line three, amend by inserting after the word "act" the words "they, or any two of them."

JOHN L. HENRY, Chairman.

*Hon. E. B. Pickett, President of the Senate:*

SIR: Your Judiciary Committee No. 1, to whom was referred Senate bill No. 255, entitled "An act to incorporate the Paris Street Railway Company," having carefully examined the same, instruct me to report it back and recommend its passage with the accompanying amendment.

Amend section ten by striking out all after the word "enacted" in line one, down to the word "that," in line five.

JOHN L. HENRY, Chairman.

*Hon. E. B. Pickett, President of the Senate:*

SIR: Your Committee on Judiciary No. 1, to whom was referred Senate bill No. 232, entitled "An act to amend the sixth section of an act entitled an act to incorporate the town of Ysleta, in El Paso county, approved May 9, 1871," having carefully considered the same, instruct me to report it back to the Senate and recommend its passage.

JOHN L. HENRY, Chairman.

Senator Shelley introduced a joint resolution setting aside certain lands for the building of a State Capitol. Read first time and referred to the Committee on Public Lands.

Senator Shelley also introduced a bill to incorporate the Star Water Works Company. Read first time and referred to Committee on Internal Improvements.

On motion of Senator Flanagan, the rule was suspended and House bill No. 539, "An act to incorporate the city of Jefferson, in Marion county, and to repeal all laws heretofore passed incorporating said city, or amendatory thereof," was taken up, with a report from the Committee on State Affairs, recommending amendments.

The amendments of the committee were adopted, the bill read second time and passed to third reading; rules suspended, bill read third time and passed.

The following communication from his Excellency the



Governor was received, read, and the communication and accompanying letter were, on motion of Senator Shelley, referred to a select committee of three.

EXECUTIVE OFFICE, STATE OF TEXAS, )  
AUSTIN, April 9, 1873. }

*To the Honorable Senate and House of Representatives  
of the State of Texas:*

GENTLEMEN: Enclosed please find a communication from his Excellency, James M. Smith, Governor of Georgia, relative to a convention to be held at Atlanta, Georgia, in May next, for the purpose of considering and discussing the steps to be taken for the accomplishment of the work contemplated by the proposed Atlantic and Great Western Canal, the merits of which are set forth in the letter of Governor Smith.

Should the Legislature desire that I attend that convention, or be represented there by delegates, it is advisable that an act or resolution to that effect should be passed.

I have informed the Governor of Georgia that I have submitted the matter for your action.

Respectfully,

EDMUND J. DAVIS, Governor.

EXECUTIVE DEPARTMENT, STATE OF GEORGIA, )  
ATLANTA, GA., April 2, 1873. }

*To His Excellency E. J. Davis, Governor of Texas:*

SIR: I had the honor, in November last, of calling the attention of the Governors of many of the States to the importance of the Atlantic and Great Western Canal. By this work it is proposed to connect the Tennessee river, and through that river the entire system of inland navigation of the west, with the Atlantic Ocean, at Savannah and Brunswick, Georgia. I there invited the Governors of many of the Western States to meet at Atlanta, for the purpose of considering and discussing the steps to be taken for the accomplishment of this grand enterprise. Owing to unforeseen circumstances, however, that meeting was unavoidably postponed. Since then, the interest felt in Congress, and among the people generally, in increasing the means of cheap and easy communication by water between the great producing and consuming sections of the country has deepened and widened. In my judgment, the time has come for a meeting such as the one mentioned, in order that the advantages of the proposed



enterprise may be more thoroughly discussed and understood, and some definite plan of action for its accomplishment matured. My object in addressing you this communication is to earnestly and cordially invite you to unite in a convention of the Governors of the Southern, Western and Northwestern States, to be held for the purpose mentioned, at Atlanta, Georgia, on the twentieth day of May next.

As the proposed canal will run in most of its length through this State, it would seem proper for me, as the Executive thereof, to take the initiative in this matter. The advantages to result from the enterprise under consideration are so obvious that a mere reference to them here is deemed all that is necessary. It is, in fact, the only line of water communication between the Atlantic seaboard and the West which can be constructed at reasonable cost, and which would be unobstructed at all seasons of the year. The best means for securing cheap transportation to meet the rapidly developing resources of the country, is a question which should engage the thoughtful attention of statesmen.

It is, moreover, my earnest desire that citizens of other States occupying official positions should visit our State, examine for themselves the facilities that can be afforded for this great avenue of trade, and at the same time enjoy the hospitality of our people. Such a visit would, in my opinion, conduce in no small degree to a complete restoration of harmony and good feeling between all sections of our common country.

If it should not suit your convenience to be present in person at the Convention mentioned, may I ask that your Excellency will do us the honor to send such a delegation thereto as will represent your own wishes and the interests of your State.

I inclose herewith a copy of the report submitted to Congress by the Committee on Commerce, to which I respectfully invite your earnest attention.

Hoping to receive an early and favorable response to this communication, I am

Your Excellency's obt. servt.,

(Signed)

JAMES M. SMITH, Governor.

On motion of Senator Dohoney, the rules were suspended and Senate joint resolution No. 29, to appoint three commissioners to examine and report the most eli-



gible site for the permanent establishment of the Agricultural and Mechanical College of Texas, with a report from the Committee on Education recommending amendments, were taken up.

Senator Tendick moved to make the resolution and report the special order for April 20, at 11 A. M.

The hour having arrived for the special order, viz., the consideration of the school bill, the Senate resolved itself into a committee of the whole to consider the same, with Senator Flanagan in the chair.

The committee rose, reported progress, and asked leave to sit again at 12 o'clock to-morrow. Report adopted.

Senator Latimer, chairman of the Committee on Enrolled Bills, submitted the following report:

*Hon. E. B. Pickett, President of the Senate:*

SIR: Your Committee on Enrolled Bills would respectfully report that they have carefully examined and compared Senate bill No. 62, entitled "An act to incorporate the Tyler Real Estate and Building Association,"

And Senate bill No. 72, "An act for the relief of Bertha Staffel."

And find the same correctly enrolled.

H. R. LATIMER, Chairman.

On motion of Senator Broughton, the Senate adjourned to 9 o'clock A. M. to-morrow.

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SENATE CHAMBER,  
AUSTIN, TEXAS, April 11, 1873.

Senate met pursuant to adjournment. Roll called; quorum present. Prayer by the Rev. H. M. Carr.

Journal of yesterday read and adopted.

Senator Finlay, chairman of Judiciary Committee No. 2, reported as follows:

*Hon. E. B. Pickett, President of the Senate:*

SIR: Your Judiciary Committee No. 2, to whom was referred House bill No. 260, to be entitled "An act concerning the admission of attorneys and counsellors-at-law to practice in the Supreme Court," having carefully considered the same, I am instructed to report it back to the Senate with the recommendation that it do pass.

GEO. P. FINLAY, Chairman.